



9-12-05

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IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE

DOCKET PA1.615

In re Patent Application of

GROUP NUMBER 3732

JOHNSON, GARY E.

Serial No.: 09/204,866

Filed: 3 Dec. 1998

For: POWERED CUTTING  
SURFACE WITH PROTECTIVE  
GUARD FOR EQUINE TEETH  
Group: 3732

Examiner: John J. Wilson  
Examiner

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On

John E. Halamka

Dated: 25 April 2005

Palos Verdes Estates, California

9 Sept 2005

**FURTHER** RESPONSE TO  
ACTION DATED 02/24/2005  
**NOTICE OF NON-COMPLIANCE AMENDMENT**  
**RECEIVED 8/25/05**

Honorable Assistant Commissioner of Patents and Trademarks  
Washington, D. C. 20231  
Attn: Mr. John J. Wilson, Primary Examiner

Dear Mr. Wilson:

I THANK YOU FOR YOUR FAX OF 8/25/05 IN RESPONSE TO MY  
TELEPHONE CALL OF 8/24/05 INQUIRING ABOUT THE DOCUMENT  
LISTED IN THE FILE BUT NOT IN THE FILE WRAPPER FOR THIS  
APPLICATION.

I AM RESENDING THE SPECIFICATION clean AND marked up AS  
PREVIOUSLY SUBMITTED AS WELL AS CLAIMS- EACH WITH AN  
IDENTIFIER AS PREVIOUSLY SUBMITTED.

I HOPE I NOW UNDERSTAND THE PROBLEM. I  
BELIEVE I COMPLIED WITH ALL REQUIREMENTS.

PLEASE CONTACT ME AT YOUR EARLIEST CONVENIENCE

09/15/2005 MAHRED1 00000017 080207 09204866

01 FC:2253 510.00 DA

Responsive to the Office Action dated 2/24/05, Applicant and his attorney wish to thank you for all of your efforts and the Notice of Allowable claims 2,3,7,8,12,13 and 16-29.

Enclosed a complete substitute of 31 pages of specification, claims and abstract. A complete copy of the application showing all of the changes underlined and all of the deletions in brackets EXCEPT those items originally in the specification enclosed in brackets which are identified. This submission of the entire application in CLEAN form as well as showing all changes was necessary to clarify the entire application and drawings for minor numbering and duplication issues noticed while prosecuting this application. No new matter has been added to the drawings or specification. It is requested that the substitute pages of specification and drawing be allowed to be entered into the file for issue of the allowed matter.


IN THE PRIOR SUBMISSIONS, applicants attorney failed to expand claim 2 to incorporate all of the limitations of claim 1. He also failed to expand claim 12 to incorporate all of the limitations of claim 11 which was limited by claim 4 which was further limited by claim 1. THIS OVERSIGHT IS NOW CORRECTED.

Kindly note that Figure 1E was expanded to conform to the original informal drawing submitted with the filing of the application. A copy of the informal drawing is attached for clarification to demonstrate that no new matter was added.

As this response is filed within the shortened two month statutory period, applicant's attorney believes that no additional fees are due. However, applicant's attorney authorizes any fees found to be due to be charged to Deposit Account 08-0207.

Timely notice of allowance of this application is hereby respectfully requested.

Respectfully submitted,

  
John E. Halamka  
Attorney of record

Attached: Clean copy of claims with identifiers as substitute pages.  
Marked up copy of claims with additions underlined.



IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE

Docket No.: PA1615

Express Mail No.: EU232993881US

In re Patent of  
JOHNSON, GARY

I hereby certify that this correspondence  
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on 9 September 2005

*FURNISH*  
For: *NOTICE of Non-Compliance*  
RESPONSE TO OFFICE ACTION dated 02/25/2005

JOHN E. HALAMKA  
P.O. Box 207, Palos Verdes Estates  
310-316-6100

Dated: ~~24 April 2005~~ *9 Sept 2005*  
Palos Verdes Estates, Los Angeles County  
California



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The commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 08-0207. A duplicate copy of this sheet is enclosed.

[ XX ] The fee for filing FURTHER RESPONSE TO THE SECOND NOTICE OF NON-COMPLIANT AMENDMENT in the 3 month as authorized by 37 CFR.

[ XX ] Any additional fees under 37 CFR.

[ XX ] Any processing fees under 37 CFR.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John E. Halamka".

John E. Halamka  
Attorney of Record  
P.O. Box 207.  
Palos Verdes Estates, CA 90274  
310 316-6100